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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN FRANCISCO DIVISION  
11

12 UNITED STATES OF AMERICA,

Case No. CR-09-00110-SI (MJ)

13 Plaintiff,

**DEFENDANT HSUAN BIN CHEN'S  
UNOPPOSED APPLICATION AND  
[PROPOSED] ORDER FOR TEMPORARY  
INTERNATIONAL TRAVEL OUTSIDE THE  
NORTHERN DISTRICT OF CALIFORNIA**

14 v.

15 HSUAN BIN CHEN, et al.,

16 Defendant.  
17

18  
19 Defendant Hsuan Bin Chen hereby requests that this Court permit him to travel outside  
20 the Northern District of California, to Hsinchu County, Taiwan. This request is based on the  
21 following:

22 1. On December 20, 2013, Mr. Chen will file with the Court a \$1,000,000 letter of  
23 credit to secure his release bond.

24 2. Mr. Chen wishes to visit family in Taiwan, including his gravely ill father, during  
25 the upcoming holidays, including the Chinese New Year.

26 3. Mr. Chen will travel by air to Taipei, Taiwan on December 23, 2013, and will  
27 return to the Northern District of California no later than February 19, 2014. If directed by the  
28 Court or otherwise required by case developments before February 19, 2014, Mr. Chen will

1 return immediately. While in Taiwan, he will stay with his wife in the family home, located at  
 2 38-1, 4th Lin, Nanpu Tsuen, Beipu Hsian, Hsinchu County, Taiwan.

3       4. Mr. Chen will continue to observe all other terms of his release while in Taiwan.  
 4 Through counsel, he will provide the government and his Pretrial Services Officer with his  
 5 detailed itinerary.

6       5. In order to facilitate his travel by air consistent with TSA regulations, Mr. Chen  
 7 requests that this Court allow him to temporarily have possession of his passport. He will use the  
 8 passport to travel to Taiwan and return to the Northern District of California only. Mr. Chen will  
 9 return his passport to the custody of Pretrial Services immediately upon his return, no later than  
 10 February <sup>19</sup>~~7~~, 2013 (subject only to Pretrial Services' business hours).

11      6. Counsel for Mr. Chen has communicated with Pretrial Services Officer Allen Lew  
 12 concerning this request and Mr. Chen's itinerary. Mr. Lew stated that Pretrial Services does not  
 13 oppose this request.

14      7. Counsel for Mr. Chen also communicated with Department of Justice attorney  
 15 Peter Huston by telephone and email concerning this request. Mr. Huston stated that the  
 16 government will not oppose this request.

17           Accordingly, Mr. Chen respectfully requests that the terms of his release bond be  
 18 modified temporarily to permit the requested travel.

19           Dated: December 20, 2013

COOLEY LLP  
 MICHAEL A. ATTANASIO  
 JON F. CIESLAK

23           s/ Jon F. Cieslak  
 24           JON F. CIESLAK  
 25           Attorneys for Defendant HSUAN BIN CHEN

## ORDER

2       Based on the foregoing, and good cause appearing, IT IS HEREBY ORDERED that  
3 Defendant Hsuan Bin Chen's conditions of release are hereby modified temporarily to permit him  
4 to travel outside of the Northern District of California consistent with the terms and conditions set  
5 forth above, including the posting of a \$1,000,000 letter of credit to secure his release bond. Mr.  
6 Chen may take possession of his passport to permit him to travel as set forth above. Mr. Chen  
7 shall immediately return his passport to Pretrial Services when the above-described travel is  
8 complete (subject only to Pretrial Services' business hours).

IT IS SO ORDERED.

Dated: December 20, 2013

*Susan Illston*

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THE HONORABLE SUSAN ILLSTON  
United States District Judge